

FILED

AUG 24 2007

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

C07-4090 SBA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Michael J. Santos-WALTERS

Plaintiff,

vs.

Linda DIAZ, et al

Defendant.

CASE NO. 1:07-CV-01109-AWI-DLG

**PRISONER'S  
APPLICATION TO PROCEED  
IN FORMA PAUPERIS**

I, \_\_\_\_\_, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes \_\_\_ No X

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: n/a Net: n/a

Employer: n/a

1 If the answer is "no," state the date of last employment and the amount of the gross and net  
 2 salary and wages per month which you received. (If you are imprisoned, specify the last  
 3 place of employment prior to imprisonment.)

4 6-5-07 DIDN'T GET PAID AS A DINING WORKER  
 5 \_\_\_\_\_  
 6 \_\_\_\_\_

7 2. Have you received, within the past twelve (12) months, any money from any of the  
 8 following sources:

- 9 a. Business, Profession or Yes \_\_\_ No X  
 10 self employment  
 11 b. Income from stocks, bonds, Yes \_\_\_ No ✓  
 12 or royalties?  
 13 c. Rent payments? Yes \_\_\_ No ✓  
 14 d. Pensions, annuities, or Yes \_\_\_ No X  
 15 life insurance payments?  
 16 e. Federal or State welfare payments, Yes \_\_\_ No ✓  
 17 Social Security or other govern-  
 18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount  
 20 received from each.

21 N/A  
 22 \_\_\_\_\_

23 3. Are you married? Yes \_\_\_ No X

24 Spouse's Full Name: N/A

25 Spouse's Place of Employment: \_\_\_\_\_

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ N/A Net \$ u

28 4. a. List amount you contribute to your spouse's support: \$ N/A

b. List the persons other than your spouse who are dependent upon you for support and indicate how much you contribute toward their support. (NOTE: For minor children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).

N/A

5. Do you own or are you buying a home? Yes \_\_\_ No ☒

Estimated Market Value: \$ 11 Amount of Mortgage: \$ 11

6. Do you own an automobile? Yes \_\_\_ No \_\_\_

Make N/A Year 11 Model 11

Is it financed? Yes ☒ No ☒ If so, Total due: \$ 11

Monthly Payment: \$ 11

7. Do you have a bank account? Yes \_\_\_ No ☒ (Do not include account numbers.)

Name(s) and address(es) of bank: 11

Present balance(s): \$ 11

Do you own any cash? Yes \_\_\_ No ☒ Amount: \$

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes \_\_\_ No ☒

8. What are your monthly expenses?

Rent: \$ N/A Utilities: 11

Food: \$ N/A Clothing: 11

Charge Accounts:

Name of Account	Monthly Payment	Total Owed on This Acct.
N/A	\$ N/A	\$ N/A
	\$	\$
	\$	\$

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.)

n/a

10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes \_\_\_ No X

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

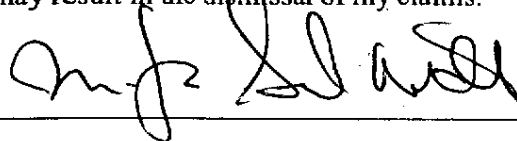
CV-04-05248-AWI FRESNO, CA

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

8/15/07

DATE



SIGNATURE OF APPLICANT

Case Number: \_\_\_\_\_

CERTIFICATE OF FUNDS

IN

PRISONER'S ACCOUNT

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of Walters, Michael <sup>K20095</sup> for the last six months at

**SALINAS VALLEY STATE PRISON  
ACCOUNTING DEPARTMENT  
P.O. BOX 1020  
SOLEDAD, CA 93960-1020**

[prisoner name]

where (s)he is confined.

[name of institution]

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ 0 and the average balance in the prisoner's account each month for the most recent 6-month period was \$ 0.

Dated: 8-22-07

[Signature]

[Authorized officer of the institution]

Case Number: \_\_\_\_\_

**CERTIFICATE OF FUNDS**  
**IN**  
**PRISONER'S ACCOUNT**

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of \_\_\_\_\_ for the last six months  
[prisoner name]  
\_\_\_\_\_ where (s)he is confined.  
[name of institution]

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ \_\_\_\_\_ and the average balance in the prisoner's account each month for the most recent 6-month period was \$ \_\_\_\_\_.

Dated: \_\_\_\_\_

\_\_\_\_\_  
[Authorized officer of the institution]

REPORT ID: TS3030

REPORT DATE: 08/22/07

PAGE NO: 1

CALIFORNIA DEPARTMENT OF CORRECTIONS  
SALINAS VALLEY STATE PRISON  
INMATE TRUST ACCOUNTING SYSTEM  
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: FEB. 01, 2007 THRU AUG. 22, 2007

ACCOUNT NUMBER : K20095  
ACCOUNT NAME : WALTERS, MICHAEL JOHN SANTO  
PRIVILEGE GROUP: D

BED/CELL NUMBER: FDB2T1000000107L  
ACCOUNT TYPE: I

## TRUST ACCOUNT ACTIVITY

&lt;&lt; NO ACCOUNT ACTIVITY FOR THIS PERIOD &gt;&gt;

CURRENT HOLDS IN EFFECT				
DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
03/16/2006	H107	POSTAGE HOLD	2352 PPOST	10.00
05/23/2006	H107	POSTAGE HOLD	3027 PPOST	2.07
09/01/2006	H107	POSTAGE HOLD	0672 PPOST	23.85
07/26/2007	H109	LEGAL POSTAGE HOLD	0317 LPOST	5.05
08/01/2007	H118	LEGAL COPIES HOLD	0366 LCOPY	30.00
08/02/2007	H118	LEGAL COPIES HOLD	0398 LCOPY	6.00
08/13/2007	H109	LEGAL POSTAGE HOLD	0496 LPOST	0.97
08/13/2007	H109	LEGAL POSTAGE HOLD	0496 LPOST	1.14
08/14/2007	H118	LEGAL COPIES HOLD	0513 LCOPY	4.50
08/14/2007	H109	LEGAL POSTAGE HOLD	0513 ENVEL	0.90
08/17/2007	H118	LEGAL COPIES HOLD	0548 LCOPY	37.50

## TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
0.00	0.00	0.00	0.00	121.98	0.00

CURRENT  
AVAILABLE  
BALANCE

121.98-



THE WITHIN INSTRUMENT IS A CORRECT  
COPY OF THE TRUST ACCOUNT MAINTAINED  
BY THIS OFFICE.

ATTEST: 8-22-07  
CALIFORNIA DEPARTMENT OF CORRECTIONS  
BY *[Signature]*  
TRUST OFFICE